

**RECEIVED**  
**CENTRAL FAX CENTER**

MAR 01 2006

March 1, 2006

Kenneth E. Johnson  
8301-11<sup>th</sup> Ave. S.  
Bloomington MN 55420

Application No. 10/086,224

Fax Number 952-845-3530

## Fax Cover Sheet

To;

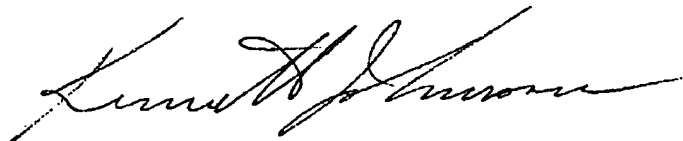
Sherry D. Brinkley  
Petitions Examiner  
Office of Petitions  
Office of the deputy Commissioner for Patent Examination Policy

Facsimile Number 571 273-8300

Please respond at your earliest convenience. Thank you

Fax consists of **5 sheets**

Respectfully,



Kenneth E. Johnson

*Kenneth Johnson 3/1/06 2/5*

March 1, 2006

Kenneth Johnson  
Application No 10/086,224  
Filed February 23, 2002

Phone/fax 952-854-3530

Sherry D. Brinkley  
Petition Examiner  
Office of Petitions  
Office of the Deputy Commissioner  
Of Patent Examination Policy

Dear Sherry D. Brinkley

Please, please, please respond to this fax. I feel I have not responded to your office action correctly.

Being a laymen, I become confused as to which forms and what fees are required and therefore make mistakes.

Recently I filed a form 37cfr 1.137(a) in response to failing to submit the correct fee for and unintentional abandonment. Copy of form included. Now I am thinking I have made my situation worse. I feel I should have filed a different form.

Please if I need to correct what I have done, please tell me what I need to do. If things were done correctly please let me know.

To avoid further mistakes, I would like to talk to you by phone, if possible. Is there a time I can reach you? I am on call and do not have control over my hours so calling me may be difficult.

**Please fax me at my home phone. 952-854-3530**

I sincerely apologize for any inconvenience I have caused you.

Sincerely,

*Kenneth Johnson*

Kenneth Johnson

PS. Does the Patent Office have a help line one can call?



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. Box 1450  
ALEXANDRIA, VA 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

KENNETH E. JOHNSON  
8301- 11TH AVE S  
BLOOMINGTON, MN 55420

COPY MAILED

JAN 27 2006

OFFICE OF PETITIONS

In re Application of  
Kenneth E. Johnson  
Application No. 10/086,224  
Filed: February 23, 2002  
Attorney Docket No. None

ON PETITION

This is a decision in response to the petition under 37 CFR 1.137(b), filed December 13, 2005, to revive the above-identified application.

The petition is dismissed because it lacks the required petition fee pursuant to 37 CFR 1.17(m).

Effective December 8, 2004, the small entity fee for a petition to revive an unintentionally abandoned application was increased to \$750. Petitioner submitted a partial petition fee payment \$700. There is no authorization found in the papers filed December 13, 2005 to charge any fee deficiency. Since any fee paid on or after December 8, 2004, must be paid at the revised amount, petitioner must now submit the petition fee deficiency of \$50.

Any request for reconsideration of this decision must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. The reconsideration request should include the \$50 petition fee deficiency and a cover letter entitled "Renewed Petition under 37 CFR 1.137(b)." This is **not** final agency action within the meaning of 5 U.S.C. § 704.

Further correspondence with respect to this matter should be addressed as follows:

By mail: Mail Stop PETITION  
Commissioner for Patents  
Post Office Box 1450  
Alexandria, VA 22313-1450